



Board of Administration

Agenda Item 10a

May 16, 2018

Item Name: Full Board Hearing Final Decision – In the Matter of the Application for Industrial Disability Retirement of DENISE C. PATTEN, Respondent, and CALIFORNIA HIGHWAY PATROL, Respondent.

Program: Benefit Services Division

Item Type: Action

Action Required: Adopt Final Decision

This matter came before the Board for a Full Board Hearing on April 18, 2018. At that time, the Board determined to adopt its own decision in the matter. Pursuant to the Board's decision, staff prepared the Final Decision (see Attachment B). The track changes version of the Final Decision is included with this agenda item (see Attachment A). This Decision must be adopted by the Board in order to become effective. Adoption cannot be delayed due to the "100-day rule" in the Administrative Procedure Act.

Procedural Summary

At its February 14, 2018, meeting, the Board of Administration requested a Full Board Hearing in connection with the Industrial Disability Retirement application of respondent Denise C. Patten. The Board of Administration considered the Proposed Decision of the Administrative Law Judge and concluded not to adopt it, but instead to decide the matter itself on the record after affording the parties the opportunity for further argument.

On April 18, 2018, the Board conducted a Full Board Hearing on this matter. Counsel for respondent Denise C. Patten and CalPERS were present and presented oral argument. After considering the entire record as well as oral argument, the Board voted to grant respondent Denise C. Patten's Industrial Disability Retirement Application.

Board's Resolution

RESOLVED, that the Board of Administration of the California Public Employees' Retirement System adopts Attachment B as the Final Decision of the Board concerning the application of respondent Denise C. Patten; RESOLVED FURTHER that this Final Decision shall be effective immediately upon the Board's adoption.

Attachments

Attachment A: Track Changes – Final Decision

Attachment B: Final Decision

DONNA RAMEL LUM
Deputy Executive Officer
Customer Services and Support